

Adopted 3/14/17

Amendment No.

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 453*

House Bill No. 557

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 13, Chapter 7, Part 1, is amended by adding the following new section:

(a) Notwithstanding § 13-7-115 or any other law to the contrary, and in addition to any other requirements for notice and publication under this part, the governing body of a county shall provide notice in accordance with this section to each individual property owner on the tax roll of the county whose property is situated in whole or in part within the boundaries of a proposed zone or within the boundaries of an existing zone for which a proposed amendment to the zone is under consideration.

(b) Prior to approving a zoning plan or amending any zoning ordinance that would affect the shape, boundary, or area of a zone, or the use of property within a zone, the governing body of a county shall provide written notice by certified mail to each property owner identified under subsection (a), as applicable. The mailing envelope containing the notice must clearly and conspicuously bear the following language in no less than fourteen-point, bold font:

NOTIFICATION REQUIRED BY TENNESSEE STATE LAW

(c) Return receipt of the notice mailed under subsection (b) must be received from each property owner no less than thirty (30) days prior to any hearing to approve such plan or amendment. A return receipt that indicates that the notice was refused or unclaimed satisfies the requirements of this subsection (c).

(d) The governing body of a county may use additional methods of providing notice in addition to the notice requirements of this section.



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(e) This section must not be construed to require the consent of property owners notified under this section for the purposes of approving a zoning plan or an amendment to a zoning ordinance.

SECTION 2. Tennessee Code Annotated, Title 13, Chapter 7, Part 2, is amended by adding the following new section:

(a) Notwithstanding § 13-7-210 or any other law to the contrary, and in addition to any other requirements for notice and publication under this part, the governing body of a municipality shall provide notice in accordance with this section to each individual property owner on the tax roll of the municipality or county whose property is situated in whole or in part within the boundaries of a proposed zone or within the boundaries of an existing zone for which a proposed amendment to the zone is under consideration.

(b) Prior to approving a zoning plan or amending any zoning ordinance that would affect the shape, boundary, or area of a zone, or the use of property within a zone, the governing body of a municipality shall provide written notice by certified mail to each property owner identified under subsection (a), as applicable. The mailing envelope containing the notice must clearly and conspicuously bear the following language in no less than fourteen-point, bold font:

NOTIFICATION REQUIRED BY TENNESSEE STATE LAW

(c) Return receipt of the notice mailed under subsection (b) must be received from each property owner no less than thirty (30) days prior to any hearing to approve such plan or amendment. A return receipt that indicates that the notice was refused or unclaimed satisfies the requirements of this subsection (c).

(d) The governing body of a municipality may use additional methods of providing notice in addition to the notice requirements of this section.

(e) This section must not be construed to require the consent of property owners notified under this section for the purposes of approving a zoning plan or an amendment to a zoning ordinance.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring

it.

Adopted 3/14/17

House Local Government Subcommittee Am. #1

Amendment No. _____

Signature of Sponsor

AMEND Senate Bill No. 1257

House Bill No. 488*

FILED

Date _____

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Comm. Amdt. _____

by adding the following as a new subdivision (b)(4) in Section 1:

(4) If a city imposing a fee under this subsection (b) is in a county that imposes a fire fee:

(A) The fees established under this subsection (b) shall not be set in excess of the rates imposed by the county at the time the city adopts the ordinance pursuant to subdivision (b)(1); and

(B) The county shall not collect the fire fee from residents after the date the city adopts the ordinance pursuant to subdivision (b)(1).



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House Local Government Subcommittee Am. #1

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AMEND Senate Bill No. 1283

House Bill No. 922

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-27-302, is amended by adding the following new subsection (g):

(1) Except as otherwise provided in subdivision (g)(5), within thirty (30) days of receipt of a written request for claims data from a local education agency (LEA), the local education insurance committee shall provide claims data for the purpose of underwriting and premium rating as described in subdivision (g)(2) if:

(A) The LEA, as part of its written request for claims data, identifies the HIPAA covered entity the local education insurance committee should provide with the claims data, including contact information necessary for transmittal of the claims data; and

(B) The LEA submits a confidentiality agreement from each proposed recipient along with the request, which includes the recipient's certification that it is a HIPAA covered health plan as defined by the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) (42 U.S.C. § 1320d et seq.).

(2) Upon the covered entity's receipt of the requested claims data, the LEA may request certification of the accuracy and completeness of the claims data by an outside independent consultant, selected and retained by the local education insurance committee. The LEA shall reimburse the state for the fees charged by the outside consultant for review and certification, pursuant to the hourly rates in the state's consulting agreement.



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(3) No contract or memorandum of understanding may limit the local education agency's access to claims data in a manner contrary to this subsection (g).

(4) The release of claims data pursuant to this subsection (g) must meet the minimum standards established by the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) (42 U.S.C. § 1320d et seq.) and the rules and regulations promulgated by federal authorities in connection with HIPAA.

(5)

(A) Notwithstanding subdivision (g)(1), the thirty-day response requirement does not apply if more than ten (10) requests for claims data under this subsection (g) are pending.

(B) Upon request by an LEA, the local education insurance committee shall provide information regarding pending requests and the response time.

SECTION 2. Tennessee Code Annotated, Section 8-27-301(b), is amended by adding the following language as a new subdivision:

() "Claims data" means:

(A) A general claims data set aggregated by month and year, for the most recent thirty-six (36) months of available data, and describing the claims experience with the following information:

(i) Number of enrolled employees, including whether the individual is active or a retiree;

(ii) Number of members;

(iii) Charges submitted;

(iv) Allowed amount;

(v) Deductible amount;

(vi) Copayments;

(vii) Coinsurance amounts;

(viii) Third-party amounts; and

(ix) Net payment; and

(B) A large claims data set aggregated by month and year, for the most recent thirty-six (36) months of available data, and describing the net or allowed payments for individuals exceeding twenty-five thousand dollars (\$25,000), and describing the claims experience with the following information:

- (i) Fund code designating whether the individual is active or a retiree;
- (ii) Year of birth;
- (iii) Principal diagnosis code;
- (iv) The net or allowed amount paid on behalf of the individual;
- and
- (v) A sequential member reference number rather than the individual's name.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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House Local Government Subcommittee Am. #1

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Comm. Amdt. _____

AMEND Senate Bill No. 389*

House Bill No. 459

by deleting from Section 1 the language "in an amount not to exceed three percent (3%)" and substituting instead the language "in an amount not to exceed two and one-half percent (2.5%)".



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House Local Government Subcommittee Am. #1

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Comm. Amdt. _____

AMEND Senate Bill No. 925

House Bill No. 671*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-1-112(b), is amended by deleting subdivision (2) in its entirety, and substituting instead the following:

(2) This section does not disqualify any employee of a county or city school system or an employee of a public utility board who does not work directly under the supervision of or was not appointed by an elected official.

SECTION 2. Tennessee Code Annotated, Section 2-9-117, is amended by designating the existing language as subsection (a) and adding the following as new subsections (b) and (c):

(b)

(1) In determining whether a new voting system may be certified:

(A) The coordinator of elections and the state election commission shall consider, at a minimum, the following:

(i) Whether the voting system has been certified by the United States election assistance commission as having met the voluntary voting systems guidelines;

(ii) The history of ethical conduct in the sales of the voting system by the manufacturer or seller;

(iii) The ability of the manufacturer or seller of the voting system to provide adequate professional assistance and service to the counties of this state; and



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(iv) The performance of the voting system in an election in another state or in an approved jurisdiction within this state; and

(B) The voting system must be viewed by at least two (2) state election commissioners of opposite political parties, and the coordinator of elections, or the coordinator's designee.

(2) This subsection (b) applies to any voting system for which certification is sought on or after July 1, 2017.

(c) The coordinator of elections and the state election commission may conduct random inspections of certified voting systems and the operating source code of voting systems that are used by a county election commission to conduct elections. The coordinator of elections and the state election commission may delegate the inspections to a testing lab approved by a majority of the members of the state election commission.

SECTION 3. This act shall take effect July 1, 2017, the public welfare requiring it.